# CHAMBERLAIN, HRDLICKA, WHITE, WILLIAMS & MARTIN
# 31st ANNUAL TAX AND BUSINESS PLANNING SEMINAR

WEDNESDAY, NOVEMBER 12, 2008

George R. Brown Convention Center
1001 Avenida de las Americas
Houston, Texas 77010

Ballroom Prefunction Area • Third Floor
Exhibit Hall - Entrance C
Convention Center Parking $7.00

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## ***WORKSHOP GROUP I:***

*Indicate two workshops and an alternate in preferential order from this group on the reservation form.*

### IA CONFLICTS CHECK: WHO'S YOUR CLIENT? WHAT'S THE SCOPE? SHOULD YOU TAKE THE WORK?

This panel will explore conflicts issues that tax practitioners face from prior and contemporaneous work; representing husband and wife in audit and estate planning matters; formation and representation of business entities; representing exempt organizations and insiders; and defending business organizations and their officers/employees in criminal tax matters.

*Moderator: Larry A. Campagna*
*Panel: Richard R. Cruse, Rose K. Drupiewski, Lawrence Sherlock, Sidney B. Williams*

### IB TAX ASPECTS OF ESTATE ADMINISTRATION

Mr. Bass and Ms. Cooper will discuss the administration of an Estate from start to finish and the various tax concerns along the way; which will include issues such as identifying the property subject to administration, selection of tax year, qualified revocable trust election, the adjustment in basis of assets owned by a decedent, income in respect of a decedent, disposition of an interest in an S corporation or a limited partnership, funding of a by-pass trust and a marital deduction trust, allocation of the estate tax burden.

*Lawrence M. Bass and Carol Ina Cooper*

### IC DONKEYS, ELEPHANTS, AND TAXES: WHAT DOES THE FUTURE HOLD FOR THE TAX CODE AFTER TUESDAY, NOVEMBER 4, 2008?

"Congress can raise taxes because it can persuade a sizable fraction of the populace that somebody else will pay." – Milton Freidman. Regardless of who our next president is, John McCain and Barack Obama both will be influential in re-shaping the Tax Code. One will be President and the other will remain a prominent senator. From corporate tax cuts to pre-filled tax forms, both have proclaimed a host of election year proposals, big and small, that will affect you and your clients. J. Scot Kirkpatrick and Habeeb I. Gnaim provide a preview and their analysis of these proposed changes.

*J. Scot Kirkpatrick and Habeeb I. Gnaim*

### ID HUNTING FOR GOODWILL IN ALL THE RIGHT PLACES: OPTIMIZING PARTIES' POSITIONS IN SALE TRANSACTIONS AND OTHER GOODWILL ISSUES

In this presentation, Barry Adkins and Jack Eckels will discuss a variety of tax "goodwill" issues, primarily in the context of sales of businesses, opportunities for optimizing goodwill amortization and pitfalls to avoid. Personal goodwill and goodwill issues in partnership and related-party transactions will also be discussed.

*Jack P. Eckels and Barry W. Adkins*

## ***LUNCHEON SPEAKER***

JIM "MACK" MCINGVALE

KEEP THE FAITH AND STAY STRONG

*Advance Registration:* $65

*Additional $15 for On-Site Registration* (Check, Money Order or Credit Card)

*Written materials, including outlines of all workshops, will be provided*

*Registration Begins:* 11:00 am

*Complimentary Lunch:* 11:30 am-1:00 pm

*Luncheon Presentation:* 12 noon-1:00 pm

*Workshops:* 1:05 pm-5:30 pm

*Reception:* 5:30 pm-6:30 pm

## ***WORKSHOP GROUP II:***

*Indicate two workshops and an alternate in preferential order from this group on the reservation form.*

### IIA JUDICIAL HIGHLIGHTS

A timely review of tax developments in the courts over the last year.

*George A. Hrdlicka*

### IIB MAXIMIZING FEDERAL AND STATE ENERGY INCENTIVES AND CREDITS

This presentation covers federal and state energy incentives and credits available to large and small businesses. Incentives or credits are frequently available to businesses locating to a particular jurisdiction and federal incentives should be expanding to increase business development in the energy sector. Understanding the kinds of incentives available and the potential value of the incentives permits practitioners to provide valuable advice to energy and energy related clients.

*William O. Grimsinger*

### IIC BETTER TO GIVE…BUT HOW? A PRACTICAL GUIDE TO TRANSFER TAX STRATEGIES FOR FOREIGN INDIVIDUALS

Foreign individuals owning U.S. assets or considering moving to the United States are often caught in the complex web of gift and estate tax rules that apply to them. Depending on how the transfer is made, there could be no U.S. tax or a tax even greater than what a U.S. citizen would pay. This presentation will provide an overview of the applicable laws and look at various ways foreign persons can minimize their exposure to U.S. transfer tax.

*Phyllis A. Guillory and Carole Reed*

### IID YOU WON'T BELIEVE WHAT MY CLIENT TOLD ME

When professionals receive information from clients for preparation of a tax return, Congress and Texas demand that it be kept confidential, and have provided severe penalties for improper disclosures. This presentation will help you navigate that potential minefield and avoid a comment that could result in criminal action, civil penalties or sanctions involving your license to practice accounting.

*George W. Connelly*

### IIE FOREVER OUGHT TO BE WORTH A LOT: DEFENDING PERPETUAL CONSERVATION EASEMENTS

Seeing tax shelters behind every tree, the IRS is now trying to root out the tax benefits promised by Congress to donors of perpetual conservation easements. Review the legal requirements, valuation theories, substantiation standards and strategies for defending the contribution of nature conservancies to the ages.

*Linda S. Paine and Dianne C. Mehany*

**IE JUST WHAT ARE THEY TARGETING? THE IRS AND DEPARTMENT OF LABOR "HOT BUTTONS" WHEN THEY AUDIT QUALIFIED PLANS AND WELFARE BENEFIT PLANS**

Highlights of the IRS and DOL "Hot Buttons" with Retirement and Welfare Plans…an overview of how companies grapple with IRS and DOL audit tactics and the resulting penalties and excise taxes IRS and DOL can impose…a discussion of IRS and DOL remediation, correction and compliance programs, including the latest revision to the Employee Plans Compliance Resolution Program (EPCRS).

*Stephen M. Mason and Jewell Lim Esposito*

**IIF WHOA NELLIE! BEFORE YOUR CLIENT MOSEYS (OR MAYBE GALLOPS) TOO FAR DOWN THE TRAIL WITH THAT FABULOUS BUSINESS IDEA, HAVE YOU PONDERED?… WHEN FURTHER EXPERTISE IN CORPORATE AND INTELLECTUAL PROPERTY LAW MAY BE PRUDENT**

As a front line advisor, you need to help your client identify the important issues. In this presentation, Ethna Piazza and Nancy Gardner will identify 10 corporate and IP concerns that you and your client should be considering.

*Ethna M. S. Piazza and Nancy K. Gardner*

# Registration Form

HOUSTON

*(Check / Money Order / Credit Card)*
**Please make checks/money orders payable to, and mail to:**

Chamberlain, Hrdlicka, White, Williams & Martin
1200 Smith Street, Suite 1400
Houston, Texas 77002
(713) 658-2500
Attention: Mary Beth Caracciolo
marybeth.caracciolo@chamberlainlaw.com
Fax: (713) 356-1001 or (713) 658-2553

In addition to the luncheon presentation you have a choice of four 60-minute afternoon workshops – two from Group I and two from Group II. The topics and speakers are listed on the preceding pages. Please list in preferential order your top two choices and an alternative from each workshop group. We will make every effort to schedule you in your top two choices from each workshop group; however, seating is limited and workshops will be filled on a first-come, first-served basis. Individual schedules of workshops will be distributed ONLY at the seminar; no written confirmations will be sent. No telephone reservations can be taken. If you have any questions, please call: **Mary Beth Caracciolo** at **(713) 658-2500** or **(800) 342-5829.**

Wednesday, November 12, 2008

CLE/CPE/CFP Credit Recommended

Texas CPAs and CFPs: 6 hrs. recommended

Texas Attorneys: 5 hrs. recommended

Group I: 1. ____ 2. ____ Alternate ____

Group II: 1. ____ 2. ____ Alternate ____

Mr./Ms.: ____

Title: ____ (CPA) (Attorney) (CFP)

Firm: ____

Address: ____

City: ____ State: ____ Zip: ____

Telephone: ____ Fax: ____

E-Mail: ____

☐ Visa ☐ MC ☐ AmEx Number: ____

Exp. Date:____________ Signature:____